

Entered - 08-09-99- sb  
CL 99L0482 - GWENDOLYN BURNS

01-R-1950

CLAIM OF: KELLI D. ANDERSON  
294 Deering Road, NW, #2308  
Atlanta, Georgia 30309

For vehicular damages alleged to have been sustained from an uneven section of the road on July 9, 1999 at the intersection of Baker Street and Spring Street.

Standing committees  
AGENDA

ADVERSED BY  
CITY COUNCIL DEC 03 2001

THIS ADVERSED REPORT IS  
APPROVED

BY: Rosalind Rubens Newell  
ROSALIND RUBENS NEWELL  
DEPUTY CITY ATTORNEY

ATLANTA CITY COUNCIL  
DEC 3 2001

CERTIFICATE

DEC 03 2001

ADVERSE REPORT

PUBLIC SAFETY &

LEGAL ADMINISTRATION COMMITTEE

DATE: \_\_\_\_\_

CHAIR: \_\_\_\_\_

\_\_\_\_\_  
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DEPUTY MUNICIPAL CLERK



## OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC  
MUNICIPAL CLERK

December 6, 2001

55 TRINITY AVENUE, S.W.  
SECOND FLOOR, EAST  
SUITE 2700  
ATLANTA, GEORGIA 30335  
(404) 330-6033  
FAX (404) 658-6103

Kelli D. Anderson  
294 Deering Road, NW  
Apartment 2308  
Atlanta, GA 30309

01-R-1950

Dear Ms. Anderson:

I sincerely regret that you have been adversely affected by the circumstances raised in your claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your claim at its regular meeting on December 03, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the **City Attorney's Office/Claims Division** at (404) 330-6400.

Sincerely,

Rhonda Dauphin Johnson, CMC  
Municipal Clerk

**cc: Claims Division/Law Department**

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0482

Date: November 14, 2001

Claimant /Victim **KELLI D. ANDERSON**  
BY: (Atty) (Ins. Co.)  
Address: 294 Deering Road, NW, #2308, Atlanta, Georgia 30309  
Subrogation: Claim for Property damage \$ 811.93 Bodily Injury \$  
Date of Notice: 8/2/99 Method: Written, Proper X Improper  
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X  
Date of Occurrence 7/9/99 Place: Baker Street & Spring Street  
Department PUBLIC WORKS Division Street  
Employee involved Disciplinary Action:

**NATURE OF CLAIM:** Claimant alleges that she sustained vehicular damage when she drove over an uneven section of the roadway. However, the claimant has failed to pursue her claim.

INVESTIGATION:

Statements: City employee Claimant Others Written Oral  
Pictures Diagrams Reports: Police Dept Report Other  
Traffic citations issued: City Driver Claimant Driver  
Citation disposition: City Driver Claimant Driver

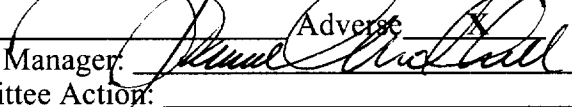
BASIS OF RECOMMENDATION:

Function: Governmental Ministerial X  
Improper Notice More than Six Months Other X Damages reasonable  
City not involved Offer rejected Compromise settlement  
Repair/replacement by Ins. Co. Repair/replacement by City Forces  
Claimant Negligent City Negligent Joint Claim Abandoned X

Respectfully submitted,

  
INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ Adverse Account charged: 1A01 2J01 2H01  
Claims Manager:  Concur/date 11-15-01  
Committee Action: Council Action

RCS# 3389  
12/04/01  
1:15 AM

Atlanta City Council

Regular Session

#13) 01-R-1947

#14) 01-R-1948

#15) 01-R-1949

#16) 01-R-1950

#17) 01-R-1951

MULTIPLE

Unfavorable Claims: #13 through #22  
Except #19  
ADOPT

#18) 01-R-1952

#20) 01-R-1960

#21) 01-R-1961

#22) 01-R-1962

YEAS: 11  
NAYS: 0  
ABSTENTIONS: 0  
NOT VOTING: 5  
EXCUSED: 0  
ABSENT 0

NV McCarty  
Y Starnes  
Y Bond  
Y Winslow

NV Dorsey  
Y Woolard  
NV Morris  
Y Muller

Y Moore  
Y Martin  
Y Maddox  
Y Boazman

NV Thomas  
Y Emmons  
Y Alexander  
NV Pitts

MULTIPLE